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05-29-03**WWW.PAT2K.NET****Fax Transmission Sheet**

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March 26, 2003

To: Deposit Accounts Refund Branch

Dept/Phone: 703-305-4229 [FAX 703-308-5077]

RE: Deposit Account 50-0382

My Dkt. No.: MORKF-M10

Case Description: 09/732,164

Fee Codes: 2201 / 2202

No. of pages (including this page): 7

Misc: REQUEST FOR REFUND

1. Exhibit A shows that this case was filed originally with 74 total claims, 5 independent claims. Applicant was, and remains, a Small Entity.
 2. Exhibit B [2 pages] is applicant's response to a restriction requirement in which applicant elected that Claims 63-74 be examined which entailed 12 total claims, 1 independent claim.
 3. Exhibit C is a fee transmittal document submitting an amendment which added claims 75-87 [one of which was independent] to this case for a total claim count of 25 [5 claims over 20 total claims for an additional charge of \$45], 2 independent claims [no additional charge], and included a charge authorization of \$465 for a 3-month extension.
 4. Exhibit D, Deposit Account statement of 01/31/03 for this case reflects a charge of \$45 for fee code 2202 for 5 claims in excess of 20 total and a charge of \$465 for fee code 2253 for the extension.
 5. Exhibit E, Deposit Account statement of 02/28/03 for this case reflects a charge of \$42 for fee code 2201 for an independent claim in excess of 3 and a charge of \$72 for fee code 2202 for what appears to be 8 claims in excess of 20 total. I believe these charges to be in error and request a refund therefor. This case resulted in 25 total claims which included only 2 independent claims.
- Kindly refund above referenced deposit account for the over-charge of \$42 and \$72. Thank you

P114



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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/732,184	12/07/2000	1724	921	MOORJ-02	8	74	5

CONFIRMATION NO. 8992

Frank G. Morkunas
7750 Dagget St., Ste. 203
San Diego, CA 92111

FILING RECEIPT

OC000000005757133

Date Mailed: 02/12/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Jack Moorehead, San Diego, CA;
Joseph T. Lodico, San Diego, CA;

Continuing Data as Claimed by Applicant

THIS APPLICATION IS A CIP OF 09/524,578 03/13/2000

Foreign Applications

If Required, Foreign Filing License Granted 02/12/2001

Projected Publication Date: 09/13/2001

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Chemical removal and suspended solids separation pre-treatment system

Preliminary Class

EXHIBIT (A)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
MOOREHEAD, et. al.

Appln. No.: 09/732,164

Filed: 12/07/00

) Dkt. No.: MOORJ-02

) Examiner: HRUSKOCI, P.A.

) Group Art Unit: 1724

) CONF. NO.: 8992

For: CHEMICAL REMOVAL AND SUSPENDED
SOLIDS SEPARATION PRE-TREATMENT
SYSTEM

Certificate of Facsimile Transmission

I hereby certify that this correspondence, comprising 2 PAGES, is being facsimile transmitted to the Patent and Trademark Office, Examiner Peter A. HRUSKOCI, Group Art Unit 1724, at 703-872-9310 on JUN 24 2002

Date: JUN 24 2002


FRANK G. MORKUNAS

Hon. Assistant Commissioner for Patents
Washington, D. C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

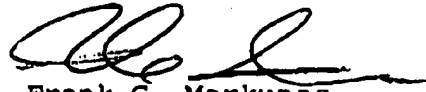
In regards to the Office action of May 29, 2002, which concluded that Claims 1-33 were drawn to an apparatus as Group I; that Claims 34-44 were drawn to an oxygen saturator as Group II; Claims 45-51 were drawn to a blender as Group III; Claims 52-62 were drawn to a separator as Group IV; and Claims 63-74 were drawn

EXHIBIT (B)

X to a method as Group V; and directed that an election be made,
applicant hereby elects Group V, drawn to Claims 63-74, as the
lected group and, for the purpose of this examination only,
withdraws, with traverse, all claims drawn to Groups I-IV.

Respectfully submitted,

7750 Dagget St., Ste. 203
San Diego, CA 92111
Phone: 858-565-0799
Fax: 619-501-2888


Frank G. Morkunas
Reg. No. 38,974
Attorney for Applicant

DEPOSIT ACCOUNT CHARGE**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**
FEE TRANSMITTAL

In re application of:
MOOREHEAD, et. al.

Appln. No.: 09/732,164

Examiner: HRUSKOCI, P.A.

Conf. No.: 8992

Group Art Unit: 1724

Filed: 12/07/00

Dkt. No.: MOORJ-02

For: CHEMICAL REMOVAL AND SUSPENDED SOLIDS SEPARATION PRE-TREATMENT SYSTEM

TOTAL AMOUNT OF PAYMENT: \$510.00

CHARGE DEPOSIT ACCOUNT 50-0382 for all fees due with respect to this transmittal, credit said account for any overpayments.

"Express Mail" mailing label number EV 200178998 US.

I hereby certify that this correspondence is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, and is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on JAN 23 2003.

Dated: JAN 23 2003

FRANK G. MORKUNAS

FEE CALCULATION:

1. Basic filing fee: Previously paid based on -12- total claims and -1- independent claim.
2. Extra claims fee:
Total 25 - 20 = 5 X \$ 9 = \$45
Independent 2 - 3 = 0 X \$42 = \$0
3. Other fees: Extension to reply within THREE months = \$465.00.
4. Applicant is a SMALL ENTITY and entitled to fees bases on such small-entity status.

Submitted by:

Date: JAN 23 2003

Frank G. Morkunas, Reg. 38,974
Attorney for applicant


UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
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 OF DEPOSIT ACCOUNT**

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Account No.	500382
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Page	1

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FINA

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MO.	DAY	YR.						
1	3	03	124	10334373	PERII-P01	2001	370.00	3586.00
1	3	03	125	10334373	PERII-P01	2202	198.00	3388.00
1	6	03	31	78096509	BEASJ-T05	6005	100.00	3288.00
1	8	03	127	78096507	BEASJ-T04	6005	100.00	3188.00
1	7	03	347	2119161	BEASJ-T14	7205	100.00	3088.00
1	7	03	348	2119161	BEASJ-T14	7208	200.00	2888.00
1	15	03	67	78083413	SYNTI-T03	7003	100.00	2788.00
1	15	03	83	78083414	SYNTI-T04	7003	100.00	2688.00
1	24	03	5	E-REPLENISHMENT		9203	-2000.00	4688.00
1	24	03	34	6332980	MOORJ-01	8021	40.00	4648.00
X 1	27	03	23	09732164	MOORJ-02	2202	45.00	4603.00
1	27	03	24	09732164	MOORJ-02	2253	465.00	4138.00
1	28	03	27	78086861		6001	-325.00	4463.00

EXHIBIT (D)

 AN AMOUNT SUFFICIENT TO
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 OPENING BALANCE
 3956.00

 TOTAL CHARGES
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Page	1

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2	4	03	2	09732164	MOORJ-02	2201	42.00	4421.00
2	4	03	3	09732164	MOORJ-02	2202	72.00	4349.00
2	7	03	928	78212191	VALUATION	7001	670.00	3679.00
2	7	03	944	78212203	VALUATION	7001	335.00	3344.00
2	19	03	380	78092020	FILED	7003	100.00	3244.00
2	19	03	392	78092021	FILED	7003	100.00	3144.00
2	28	03	204	09934069	BUSEJ-P01	1501	1300.00	1844.00
2	28	03	205	09934069	BUSEJ-P01	8001	30.00	1814.00
				OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE	
				4463.00	2649.00	0.00	1814.00	

EXHIBIT (E)

 AN AMOUNT SUFFICIENT TO
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